

## Danner, Ward

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**From:** Wilson, Patrick  
**Sent:** Friday, December 27, 2013 10:49 AM  
**To:** Armann, Steve; Mogharabi, Nahal  
**Subject:** FW: Malibu plan

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Green Category

FYI Only -

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**From:** cassandra wiseman [mailto:[topangafairy@gmail.com](mailto:topangafairy@gmail.com)]  
**Sent:** Friday, December 27, 2013 10:41 AM  
**To:** Ken Miller; bohemianturtle@hotmail.com; Tamara DeBarssi; Fabiana Udenio; cat cole; Catherine Marcus; coviot@aol.com; SRPOL@aol.com; dougwochna@aol.com; malcolmwiseman@roadrunner.com; Deborah Frankel; Armann, Steve; Wilson, Patrick  
**Subject:** Fwd: Malibu plan

----- Forwarded message -----

**From:** cassandra wiseman <[topangafairy@gmail.com](mailto:topangafairy@gmail.com)>  
**Date:** Fri, Dec 27, 2013 at 9:56 AM  
**Subject:** Re: Malibu plan  
**To:** Hugh <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)>  
**Cc:** Ingrid Peterson <[2ingmail@verizon.net](mailto:2ingmail@verizon.net)>, Jennifer deNicola <[jd18@me.com](mailto:jd18@me.com)>, stephanie smith <[milagrosfilms@gmail.com](mailto:milagrosfilms@gmail.com)>, Cami Winikoff <[camisobini.com](mailto:camisobini.com)>, Cindy Vandor <[cdvandor@yahoo.com](mailto:cdvandor@yahoo.com)>, Nicolle Holland <[nraber@aol.com](mailto:nraber@aol.com)>, Katy Lapajne <[lrnsmm@yahoo.com](mailto:lrnsmm@yahoo.com)>, Christina Pascucci <[christinapascucci@icloud.com](mailto:christinapascucci@icloud.com)>, Brigitte Leonard <[brigitteleonard@gmail.com](mailto:brigitteleonard@gmail.com)>

My son won't leave Malibu. He wants to graduate from Malibu High and he loves his teachers just like his brother and sister before him. He has been on campus since he was a toddler, helping me help Brigitte and Jodi Plaia with drama or in the library waiting for tutoring to end or in Ms. Hoos class or Mr. Bream's class or whoever teacher I was visiting at the time even in the choir class. He rolled around on the quad for as many years as I can remember. Brigitte used to call him Pigpen he was so covered with that soil and once when I sent him in to the theatre, an embarrassed older brother came out and said: Don't you send the Hobo in there ever again.

This is breaking my heart. I understand Cindy why you left and wish I could have left but now that I can't I refuse as a mother to back down or back out or back away. Even I know I can't win but I can fight and as a mother who loves this school, and I do, who loves her children, with every breath I take, and who loves their teachers, with all my heart, I WILL NOT BACK DOWN or even let the creeps like Katchen or Lieberman, Maez and Weissman slide. I will not back down. I am not used to fighting. I am a writer. I am a stay at home mom. I can't count the amount of meringues I've made for bake sales and I can't count the number of boys I've chased out of the bathrooms over the years and I can't count the number of children I've driven around in my cars or had over for sleepover parties or sleepover, leave your keys in my bag and you can come in New Years Eve parties.

I am also a Berkeley girl. I have also worked in Foreign Policy. I am a half Jewish New Yorker and half Bush Baby from the Australian Outback and a California girl all the way. I'm not going to back down. I first lived in Malibu in the summer of 1975. I came back to Malibu every summer until I was 17 and moved to London and dreamt of the sleepy, beautiful beach town with its sunny beaches and laidback movie stars. When I came back to California to raise my children I knew this was where I wanted them to come from so we bought our house in Tuna Canyon and it was pretty much bliss. The Best Teachers In the Whole World work at Malibu High including our Brigitte, Katy LaPagne, Ingrid and Julia Hoos. Mr. Bream. Dr. Thoreson. Dr. Panish. Gonzo. Jodi LaPlaia, Mr. Bixler. I could go on and on. I had incredible experiences with both Mike Matthews and Dr. Kelly. I can not imagine that I am now in a war for my child's health and safety against the SMMUSD. But I am. AND I WON'T BACK DOWN. Besides, I believe the tides are on our side. We're a strong and united coalition. So let's put on our boxing gloves, pick up our pens and roar, like mother lions, for the Safety of Malibu's Children and their teachers.

On Fri, Dec 27, 2013 at 9:34 AM, cassandra wiseman <[topangafairy@gmail.com](mailto:topangafairy@gmail.com)> wrote:  
I can write one with Doug. Can you call me Hugh? Stephanie, when are you coming back?

On Fri, Dec 27, 2013 at 4:10 AM, Hugh <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)> wrote:  
Don't forget that the public thinks everything is honky-dory.  
That's why we still need a letter-to-the-editor from the "United Coalition."  
Happy New Year  
Love to all from the balmy Atlantic coast (25 degrees). ;-)

<http://malibu.patch.com/groups/schools/p/more-malibu-high-school-cleanups-planned-to-ease-health-concerns>

[http://www.malibutimes-malibu-california-news-media-source.net/news/article\\_56bb4ea0-6cd0-11e3-bb88-0019bb2963f4.html](http://www.malibutimes-malibu-california-news-media-source.net/news/article_56bb4ea0-6cd0-11e3-bb88-0019bb2963f4.html)

Sent from my iPhone

On Dec 27, 2013, at 6:52 AM, Hugh <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)> wrote:

Why not all of the above?

Sent from my iPhone

On Dec 26, 2013, at 9:27 PM, cassandra wiseman <[topangafairy@gmail.com](mailto:topangafairy@gmail.com)> wrote:

Should we call Mr. Wilson or the State DTSC tomorrow or write asking for a pause in all this activity until we know what they're "evil plan" is or at least until we understand the discrepancies between what they're doing and what they said they're going to do?

On Thu, Dec 26, 2013 at 5:09 PM, <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)> wrote:  
Pat Wilson can. So can the State DTSC.

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**From:** "cassandra wiseman" <[topangafairy@gmail.com](mailto:topangafairy@gmail.com)>  
**To:** "hugh kaufman" <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)>  
**Cc:** "Brigette Leonard" <[bridgetteleonard@gmail.com](mailto:bridgetteleonard@gmail.com)>  
**Sent:** Thursday, December 26, 2013 8:02:13 PM

**Subject:** Re: Malibu plan

Is there anyway we can stop them until we're sure of what they are doing. I thought we were testing before deep cleaning?

On Thu, Dec 26, 2013 at 4:52 PM, <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)> wrote:  
take ;pictures of whay you can w/ you phone/

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**From:** "cassandra wiseman" <[topangafairy@gmail.com](mailto:topangafairy@gmail.com)>  
**To:** "Brigette Leonard" <[bridgetteleonard@gmail.com](mailto:bridgetteleonard@gmail.com)>  
**Cc:** "hugh kaufman" <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)>  
**Sent:** Thursday, December 26, 2013 7:50:47 PM  
**Subject:** Re: Malibu plan

Were they wearing masks? Can we have observers? Do we have to insist or is it allowed because it's public property? Can Christina do a news story on the testing and observe how they do it? Invite Katchen on camera showing her if the windows need to be open or closed? Oh please let Steph be back next week.

On Thu, Dec 26, 2013 at 4:46 PM, Brigette Leonard  
<[bridgetteleonard@gmail.com](mailto:bridgetteleonard@gmail.com)> wrote:

They were driving away. This is the cleaning crew. Doesnt matter if the windows are open or not. We MISSED spying on the testing last weekend. I didnt have my keys to get on campus...but I did see that the library windows were left open for the night. But, it doesnt matter this week. Next week is the real testing with the EPA.

On Dec 26, 2013 4:43 PM, "cassandra wiseman"  
<[topangafairy@gmail.com](mailto:topangafairy@gmail.com)> wrote:  
Windows open or closed?

On Thu, Dec 26, 2013 at 4:43 PM, cassandra wiseman  
<[topangafairy@gmail.com](mailto:topangafairy@gmail.com)> wrote:  
Back to the two people I know in this whacko scenario that I completely absolutely can trust.. any chance of photos, Brigette? Were there people wearing protective gear? What kind? Who are the NRC??? Thank God for Jennifer and You on this.

On Thu, Dec 26, 2013 at 4:28 PM, Brigitte Leonard  
<[brigitteleonard@gmail.com](mailto:brigitteleonard@gmail.com)> wrote:

3 big trucks, one pickup, and one van leaving school right now. One Ford Explorer and one Temporary trailer still on campus. All labeled NRC. Saw about 12 men. Just thought you might want to know.

On Dec 26, 2013 3:41 PM, "Hugh" <[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)> wrote:  
Exactly

Sent from my iPhone

On Dec 26, 2013, at 6:26 PM, Brigitte Leonard  
<[brigitteleonard@gmail.com](mailto:brigitteleonard@gmail.com)> wrote:

Is this really happening? I still cant believe this whole testing/cleaning thing has been rushed through. Now I wonder if the windows or doors were open during the first round of testing. I will not trust any results from any kind of testing if Katchen is involved. :(

On Dec 26, 2013 2:58 PM, "Hugh"  
<[hughbkaufman@comcast.net](mailto:hughbkaufman@comcast.net)> wrote:  
Can you ask Mr. Wilson what is going on here , and also cc.  
Ken Miller?  
I see trouble ahead.

Sent from my iPhone

On Dec 26, 2013, at 4:02 PM, Jennifer deNicola  
<[jd18@me.com](mailto:jd18@me.com)> wrote:

FYI... the district/ Katchen did not send EPA the other testing plan that includes 3, 4, 6, 7, 10, 14 and 16. Additionally, we will gather air samples from the gym office adjacent to the girls' locker room, music rooms 302 and 303 and the storage closet adjacent to room 1.

I wonder why??

Begin forwarded message:

**From:** Jennifer deNicola  
<[jd18@me.com](mailto:jd18@me.com)>  
**Subject:** Re: Malibu plan  
**Date:** December 26, 2013 12:59:14 PM  
PST

**To:** "Wilson, Patrick"  
<[Wilson.Patrick@epa.gov](mailto:Wilson.Patrick@epa.gov)>  
**Cc:** "Baylor, Katherine"  
<[Baylor.Katherine@epa.gov](mailto:Baylor.Katherine@epa.gov)>

Patrick:

Thank you for the reply. I would love to meet with Kathy to discuss all of this. I would like to hear her opinion and experience to weigh in on testing methods, options and resulting data! Please pass on my contact information to her, I would so appreciate that.

The plan you sent me, only states 5 rooms that are being worked on (1,5,8,301,library). The letter the parents received from the district mentions 10 other rooms. So if there are people onsite testing, they must have testing plan to follow or they would not know what to do, one we have not seen regarding these 10 other rooms. (I have attached the original email to the chain below so you can see the rooms I am speaking about)

Mark Katchen did not survey a group of teachers to make an assessment on open windows or not. So his argument that actual exposure testing would be with windows open on a cold day is without merit. I have been told by many teachers that they do not open their windows during the winter. In addition, the windows in all rooms are closed at night. When the kids arrive at school and enter the rooms, the rooms have been shut tight all night. We want to know what is in those rooms and use the best way to find that out, not an ideal risk assessment based on possible uses. We just need to discover what is causing the PCB exposure and reduce it. If we do not know the source than we cannot ensure that there will be no future exposure.

Adding ambient outdoor air in the room dilutes the test results. As parents we want to know if our kids are being exposed to any PCB's. At that point, we can determine the source and remove it so that no one will be exposed further. I understand the risk assessment issue, but you cannot access risk with bad

testing data. Reliable data only comes from good test planning. As you have told me many times, if the worst case scenario is safe, then all scenarios are safe. That I can live with, but testing using methods that are proven to not find results or diminish them are not acceptable.

I have spoken to numerous PCB experts that work to discover sources of PCB's and they will affirm that you must test with the room sealed. They also highly suggest ventilation systems should be on with low air flow machines. Therefore, anything less will be highly criticized by the public. This would be bad for Malibu and bad for everyone involved.

The only goal is to test the school completely and thoroughly and find out what is wrong and fix it. We are not interested in putting a band-aid on this. We want to know beyond a shadow of doubt that our school is safe and is a healthy place for our kids and teachers to go to school to everyday. We need to know that 30 years down the line, they will not get sick because we failed to do everything necessary today to clean up our environment.

I hope you understand where we are all coming from and the importance of this matter to this community.

As always, I thank you for your help, advice, encouragement and assistance.

Jennifer deNicola

[310-848-5400](tel:310-848-5400)

On Dec 26, 2013, at 11:17 AM, Wilson, Patrick wrote:

Jennifer,

You may want to discuss this with Kathy Baylor when she is on-site next week?

We may be talking about the same plan - or there may be some confusion?

It is my understanding that pre-& post-cleaning testing of the room air will be done prior to the

interim cleaning that is to be completed over the holiday break. The testing you refer to in your message may very well have been the pre-cleaning air testing? I am not sure, but this is my initial impression. It is difficult for me to imagine that an entirely new & separate plan for additional rooms has been developed & implemented since last Friday?

The issue of the windows being opened or closed during the testing regime can reasonably be argued both ways. Our last conversation with Mark (Friday of last week) included a discussion of conducting the testing with the windows closed to better evaluate potential worst-case conditions. Others raised the point that to be more reflective of the actual potential exposures that the students & teachers incur in a specific room - that in fact the rooms & windows should reflect the actual conditions that the teachers routinely configure their rooms with. That is to say, if the teachers open the windows in the winter while teaching - then that would be more representative of the actual conditions & air quality that the students & teachers are exposed to.

I'm not convinced that either room configuration is more appropriate than the other at this point. If the current testing regime is designed to assess potential worst case conditions, then it makes sense to have the windows & rooms sealed up. However, if we want to arrive at estimates of the actual health risk (likelihood of adverse health impacts from PCB exposures), then testing the rooms with the configuration that the teachers use them-in makes equally good sense.

Again, this may be something to discuss with Kathy Baylor next week. Kathy is our hydro-geologist & sampling & analysis expert. She has been collecting samples & conducting various levels of analysis on behalf of the Agency for more than 25 years.

She will be a wealth of information for you!

-----Original Message-----

From: Jennifer DENICOLA  
[mailto:[jd18@me.com](mailto:jd18@me.com)]  
Sent: Thursday, December 26, 2013 10:33 AM  
To: Wilson, Patrick  
Subject: Re: Malibu plan

Patrick,

The holidays were quiet and warm! We actually went to the beach and the kids jumped in the ocean. I would say it was a polar bear plunge: ocean was cold, but the air was warm, so I am not sure it counts!

My last letter to you pointed out that the Mark Katchen was planning on testing 10 other rooms. That testing was done last weekend. That is a plan EPA should have reviewed. None if the task force has seen this plan. If Katchen planned on having the windows open during testing on the plan provided to the EPA, then it was probably set up the same way on the other 10 room plan we did not see. In addition, we never saw a revised plan reflecting the EPA changes. The district is now on break.

In addition, if the EPA did not review the other plans, than can I assume the data will not be "EPA data." (what you guys call EPA's own data).

Will you let me know if you received revised plans? Also, would the other 10 room data collected be not considered EPA data?

Thank you,  
Jennifer DeNicola

Sent from my iPhone

On Dec 26, 2013, at 9:34 AM, "Wilson, Patrick" <[Wilson.Patrick@epa.gov](mailto:Wilson.Patrick@epa.gov)> wrote:

Good Morning Mrs. Denicola,

I hope you & your family enjoyed a terrific holiday!

Regarding your question, no, we have not recd. any additional testing or evaluation plans. We electronically forwarded to you the most recent plan that we recd. on Friday of last week.

My understanding is that Kathy Baylor, our sampling & analysis expert, will be on campus early to mid-part of next week to collect independent quality control & quality assurance samples.

Best Regards...

-----Original Message-----

From: Jennifer DENICOLA  
[\[mailto:jd18@me.com\]](mailto:jd18@me.com)

Sent: Thursday, December 26, 2013 9:09 AM

To: Wilson, Patrick

Subject: Malibu plan

Dear Patrick:

I sent you an email in Monday as well as left you a voicemail.

Please call me or reply to my email regarding if you have a testing plan for the other rooms (other than 1.5.8.301.library.)

Thank you and I hope you had a Merry Christmas!

Best Regards, Jennifer deNicola  
[310-848-5400](tel:310-848-5400)

Sent from my iPhone

Dear Patrick:

I read the "Limited PCB Site Cleaning and Verification Sampling Work Plan for MHS..." and it only mentions room 1,5,8,310 and the library. Please see the attached letter below that Sandra Lyon sent out on Thursday, Dec 19th at 9pm to the entire school community.

Did the EPA receive another testing plan that was not forwarded to me? I ask because Sandra Lyon's letter talks about 10 other locations to test, clean and re-test. (this letter quoted in red)

#### Pre-Testing

Before the rooms are cleaned using the Environmental Protection Agency's (EPA) recommended best management practices, we will gather air samples from the rooms in the Blue Building that had not been previously sampled. These are rooms 3, 4, 6, 7, 10, 14 and 16. Additionally, we will gather air samples from the gym office adjacent to the girls' locker room, music rooms 302 and 303 and the storage closet adjacent to room 1. This pre-testing air sampling will take place beginning December 21 through December 22, 2013. This testing will give the District the ability to confirm that the best management practices cleaning is effective in reducing PCB concentrations in air and will create a record of current conditions in the event any questions arise after the cleaning. EPA is not requesting this testing; the District is undertaking the work to provide further assurances to the community as we return teachers and students to the previously vacated classrooms.

#### Rooms Cleaned using Best Management Practices

The District has discussed our cleaning plan with the EPA, Region 9 office, and will utilize the EPA's recommended best management to clean the vacated Blue Building, Library, gym office adjacent to the girls' locker room, and the three music rooms over the winter break. The cleaning will be conducted beginning December 23, 2013 and conclude by January 5, 2014. Although not required, our cleaning plan was discussed with, and approved by, the EPA, Region 9 office.

Have you seen a plan that refers to these rooms that the EPA approved? If so, please email me that plan. If not, please call me and email me back ASAP.

Thank you again for all your assistance. I will speak to you on Monday.

Jennifer deNicola

<Community Environmental Update 12-20-13.pdf>